



General Assembly

February Session, 2006

Raised Bill No. 20

LCO No. 501

00501_____LAB

Referred to Committee on Labor and Public Employees

Introduced by:
(LAB)

AN ACT CONCERNING LABOR PROVISIONS OF SPECIAL ACT 01-1.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 11 of special act 01-1 is amended
2 to read as follows (*Effective from passage*):

3 (a) In carrying out the purposes of [this act] special act 01-1, the
4 board shall have the following powers, duties and functions:

5 (1) Review and approve or disapprove the city's annual budget,
6 including, but not limited to, the governmental funds, enterprise
7 funds, and internal service funds, in accordance with the provisions of
8 section 12 of [this act] special act 01-1;

9 (2) Review and approve or disapprove an initial financial plan of the
10 city, in accordance with the provisions of section 12 of [this act] special
11 act 01-1;

12 (3) Review and approve or disapprove the proposed terms of any
13 deficit funding bonds or interim funding obligations pursuant to this
14 act or any other bonds, notes or other obligations of the city;

15 (4) (A) Approve or reject all collective bargaining agreements for a
16 new term, other than modifications, amendments or reopeners to an
17 agreement, to be entered into by the city or any of its agencies or
18 administrative units, including the board of education. If the board
19 rejects a proposed collective bargaining agreement, the parties to the
20 agreement will have ten days from the date of the board's rejection to
21 consider the board's concerns. In rejecting an agreement, the board
22 shall indicate the specific provisions of the proposed agreement which
23 caused the rejection, as well as its rationale for the rejection. The board
24 may, at its option, indicate the total cost impact or savings it would
25 find acceptable in a new agreement. After the expiration of such ten-
26 day period, the board shall approve or reject any such agreement. If
27 the parties have been unable to reach an agreement or the board rejects
28 such agreement, [the board shall set forth the terms of the agreement,
29 which shall be binding upon the parties. In establishing the terms of
30 the agreement, as well as in making a determination to reject a
31 proposed agreement, the parties shall have an opportunity to make a
32 presentation to the board. The board shall not be limited to
33 consideration and inclusion in the collective bargaining agreement of
34 matters raised or negotiated by the parties] the parties shall be subject
35 to the provisions of section 7-473c or 10-153f of the general statutes, as
36 appropriate. For purposes of section 7-473c of the general statutes, the
37 board shall be deemed to be the municipal employer, and for purposes
38 of section 10-153f of the general statutes, the board shall be deemed to
39 be the local or regional board of education;

40 (B) Approve or reject all modifications, amendments or reopeners to
41 collective bargaining agreements entered into by the city or any of its
42 agencies or administrative units, including the board of education. If
43 the board rejects a proposed amendment to a collective bargaining
44 agreement, the parties to the agreement will have ten days from the
45 date of the board's rejection to consider the board's concerns. In
46 rejecting an amendment to an agreement, the board shall indicate the
47 specific provisions of the proposed amendment which caused the
48 rejection, as well as its rationale for the rejection. The board may, at its

49 option, indicate the total cost impact or savings it would find
50 acceptable in a new amendment. After the expiration of such ten-day
51 period, the board shall approve or reject any revised amendment. If
52 the parties have been unable to reach a revised amendment or the
53 board rejects such revised amendment, [the board shall set forth the
54 terms of the new amendment, which shall be binding upon the parties.
55 In establishing the terms of the new agreement, as well as in making a
56 determination to reject a proposed amendment, the parties shall have
57 an opportunity to make a presentation to the board] the parties shall be
58 subject to the provisions of section 7-473c or 10-153f of the general
59 statutes, as appropriate. For purposes of section 7-473c of the general
60 statutes, the board shall be deemed to be the municipal employer, and
61 for purposes of section 10-153f of the general statutes, the board shall
62 be deemed to be the local or regional board of education;

63 [(5) With respect to labor contracts in or subject to binding
64 arbitration, serve as the binding arbitration panel. The board shall have
65 the power to impose binding arbitration upon the parties any time
66 after the seventy-fifth day following the commencement of
67 negotiations. If, upon the effective date of this act, the parties are in
68 binding arbitration, the board shall immediately replace any
69 established binding arbitration panel. The time limits in the applicable
70 provisions of the general statutes or any public or special acts
71 governing binding arbitration shall be reduced by one-half. The board
72 shall not be limited to consideration and inclusion in the collective
73 bargaining agreement of the last best offers or the matters raised by or
74 negotiated by the parties;]

75 [(6)] (5) Review and approve or disapprove any contract and any
76 renewal, extension or modification thereof not covered by collective
77 bargaining contemplating the expenditure in either the current or any
78 future fiscal year of more than fifty thousand dollars and shall have the
79 power to set aside any contracts which have not been authorized in
80 accordance with the requirements of any state or local law;

81 [(7)] (6) Review and approve all bond ordinances and bond
82 resolutions of the city;

83 [(8)] (7) Approve transfers of appropriations made by the Board of
84 Aldermen;

85 [(9)] (8) Appoint one or more independent auditors as such term is
86 defined in section 7-391 of the general statutes for the purpose of
87 meeting the requirements of chapter 111 of the general statutes;

88 [(10)] (9) Audit compliance with the financial plan and the annual
89 budget in such areas as the board shall determine;

90 [(11)] (10) Require the city to implement such measures relating to
91 the efficiency and productivity of the city's operations and
92 management as the board deems appropriate to reduce costs and
93 improve services so as to advance the purposes of [this act] special act
94 01-1;

95 [(12)] (11) Obtain information on the financial condition and needs
96 of the city, provided nothing in this subdivision shall diminish the
97 powers of the mayor, the finance director, the Board of Aldermen or
98 any other board, agency or authority of the city otherwise provided by
99 law;

100 [(13)] (12) Monitor compliance with, require implementation or
101 implement the provisions governing revaluation set forth in section 12-
102 62 of the general statutes;

103 [(14)] (13) Monitor the funding of pension contributions in
104 accordance with actuarial recommendations;

105 [(15)] (14) Approve or disapprove the chief negotiator for the city for
106 the purposes of collective bargaining and, in the case of disapproval,
107 the board may appoint such negotiator;

108 [(16)] (15) Study the city's unfunded pension liability and, not later

109 than two years from [the effective date of this act] March 9, 2003,
 110 report to the Governor and the General Assembly recommendations
 111 on addressing the unfunded liability which report shall be in
 112 accordance with section 11-4a of the general statutes; and

113 [(17)] (16) Report to the Governor and the General Assembly on or
 114 before July 1, 2001, and every six months thereafter, regarding the
 115 fiscal condition of the city and compliance with [this act] special act 01-
 116 1, which report shall be in accordance with section 11-4a of the general
 117 statutes.

118 Sec. 2. Subdivision (2) of subsection (b) of section 11 of special act
 119 01-1 is amended to read as follows (*Effective from passage*):

120 (2) Appoint an emergency financial and administrative manager
 121 and delegate to such manager, in writing, such powers as the board
 122 deems necessary or appropriate for the purpose of managing the
 123 financial and administrative affairs of the city for the period of time
 124 during which the city is subject to the powers of the board provided
 125 the board may not delegate the powers enumerated under
 126 subdivisions (1) to [(5)] (4), inclusive, [(7), (15) and (17)] (6), (14) and
 127 (16) of subsection (a) of this section, as amended by this act, and
 128 subdivisions (1), (4) [,] and (6) to (8), inclusive, of this subsection and
 129 further provided the board may override any actions taken by such
 130 manager at any time.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	SA 01-1, Sec. 11(a)
Sec. 2	<i>from passage</i>	SA 01-1, Sec. 11(b)(2)

Statement of Purpose:

To eliminate provisions pertaining to labor contracts in special act 01-1.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]